

1 District Judge John H. Chun  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 SANJEEV KUMAR, *et al.*,

10 Plaintiffs,

11 v.

12 UNITED STATES DEPARTMENT OF  
13 HOMELAND SECURITY, *et al.*,

14 Defendants.

CASE NO. 2:22-cv-1523-JHC  
JOINT STIPULATION AND  
ORDER TO EXTEND DEADLINE

NOTED FOR CONSIDERATION:  
January 12, 2023

15 The parties, by and through their counsel of record, pursuant to Federal Rule of Civil  
16 Procedure 6 and Local Rules 10(g) and 16, hereby jointly stipulate and move to extend Defendants'  
17 time to respond to the Complaint until February 16, 2023. Plaintiffs are foreign nationals who  
18 bring this litigation pursuant to the Administrative Procedure Act and the Mandamus Act seeking,  
19 *inter alia*, to compel U.S. Citizenship and Immigration Services ("USCIS") to adjudicate their I-  
20 485 applications, as well as any derivative applications. Dkt. No. 1. Defendants have yet to answer  
21 the Complaint. Good cause exists to extend Defendants' time to respond to the Complaint until  
22 February 16, 2023.

1       A court may modify a deadline for good cause. Fed. R. Civ. P. 6(b). Continuing pretrial  
2 and trial dates is within the discretion of the trial judge. *See King v. State of California*,  
3 784 F.2d 910, 912 (9th Cir. 1986).

4       The parties are diligently working to resolve this litigation. USCIS has adjudicated eleven  
5 of the thirteen Plaintiffs' applications and issued Requests for Evidence ("RFEs") for the  
6 remaining two applications. Shortly after USCIS receives the responses to the RFEs, the agency  
7 intends to adjudicate the two remaining applications. To give the parties time to discuss potential  
8 resolution of this case, as well as allow USCIS additional time to complete the adjudications, the  
9 parties stipulate and jointly request that the Court extend Defendants' time to respond to the  
10 Complaint until February 16, 2023. As this case may be resolved without further litigation, the  
11 parties further request that this Court vacate its Order Regarding Initial Disclosures, Joint Status  
12 Report, and Early Settlement at this time. Dkt. No. 8.

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JOINT STIPULATION AND ORDER TO EXTEND  
DEADLINE  
2:22-cv-1523-JHC - 2

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1 DATED this 12th day of January, 2023.

2 Respectfully submitted,

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21 *Attorneys for Plaintiffs*

## **ORDER**

The Parties having so stipulated and agreed, the Court hereby ORDERS that Defendants' time to respond to the Complaint be extended until February 16, 2023. Additionally, the deadlines set in the Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement (Dkt. No. 8) are vacated.

Dated this 13th day of January, 2023.

John H. Chun  
JOHN H. CHUN  
United States District Judge